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2310 Grant Building

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851 Twelfth Street

Oakmont, PA 15139

May 13, 2010

Ms. Cynthia T. Brown  
Chief, Section of Administration  
Office of Proceedings  
Surface Transportation Board  
395 E. Street, S.W.  
Washington, DC 20423

ENTERED  
Office of Proceedings

MAY 17 2010

Part of  
Public Record



Re: Finance Docket No. 35377, North Shore Railroad Company – Acquisition  
and Operation Exemption – PPL Susquehanna, LLC

Dear Ms. Brown:

Enclosed for filing in the above captioned proceeding are the original and ten copies of the Verified Notice of Exemption of North Shore Railroad Company pursuant to 49 C.F.R. §1150.41 dated May 13, 2010. A check in the amount of \$1,800 representing the appropriate fee for this filing and a CD containing the text of the Notice and the Caption Summary are also enclosed.

Please date stamp and return in the enclosed self addressed stamped envelope the extra copy of the Notice of Exemption and this letter.

Please contact me should you have any further questions in connection with this filing. Thank you for your assistance in this matter.

Very truly yours,

RICHARD R. WILSON, P.C.

Richard R. Wilson, Esq.

Attorney for North Shore Railroad Co.

RRW/bab

Enclosures

xc: North Shore Railroad Co.  
PPL Susquehanna, LLC  
John Cutler, Esq.

BEFORE THE  
SURFACE TRANSPORTATION BOARD

STB FINANCE DOCKET NO. 35377



NORTH SHORE RAILROAD COMPANY – ACQUISITION AND OPERATION  
EXEMPTION – PPL SUSQUEHANNA, LLC

VERIFIED NOTICE OF EXEMPTION OF NORTH SHORE RAILROAD COMPANY  
PURSUANT TO 49 C.F.R. §1150.41

ENTERED  
Office of Proceedings

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Public Record

**FILED**  
MAY 17 2010  
SURFACE  
TRANSPORTATION BOARD

Richard R. Wilson, Esq.  
Richard R. Wilson, P.C.  
518 N. Center Street, Ste. 1  
Ebensburg, PA 15931  
(814) 419-8152

ATTORNEY FOR NORTH SHORE  
RAILROAD COMPANY

**FEE RECEIVED**  
MAY 17 2010  
SURFACE  
TRANSPORTATION BOARD

May 13, 2010

BEFORE THE  
SURFACE TRANSPORTATION BOARD

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STB FINANCE DOCKET NO. 35377

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NORTH SHORE RAILROAD COMPANY – ACQUISITION AND OPERATION  
EXEMPTION – PPL SUSQUEHANNA, LLC

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VERIFIED NOTICE OF EXEMPTION OF NORTH SHORE RAILROAD COMPANY  
PURSUANT TO 49 C.F.R. §1150.41

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Pursuant to 49 C.F.R. §1150.41, et seq., North Shore Railroad Company (“NSRR”), a Class III common carrier, hereby files this Verified Notice of Exemption to acquire and operate a line of railroad from PPL Susquehanna, LLC located in Northumberland County, Pennsylvania extending from M.P. 171.0 at Berwick, PA to M.P. 177.0 in the vicinity of the PPL Susquehanna, LLC power plant at Beach Haven, PA. (the “Subject Line”). Based on projected revenues for the Subject Line, NSRR will remain a Class III carrier after consummation of the transaction proposed herein.

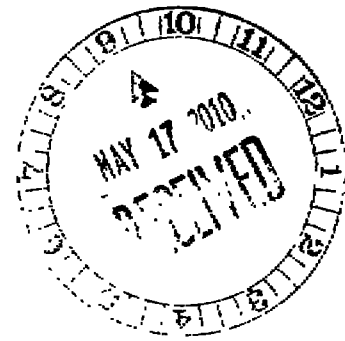
In accordance with the requirements of 49 C.F.R. §1150.43, NSRR submits the following information:

Name and Address of Applicant: 49 C.F.R. §1150.43(a)

The full name and address of the rail carrier applicant is as follows:

North Shore Railroad Company  
356 Priestley Avenue  
Northumberland, PA 17857

Applicant’s Representative: 49 C.F.R. §1150.43(b)



NSRR's representative to whom correspondence regarding this transaction should be sent is as follows:

Richard R. Wilson, Esq.  
518 N. Center Street, Ste. 1  
Ebensburg, PA 15931  
(814) 419-8152

**Statement Concerning Agreement:** 49 C.F.R. §1150.43(c)

NSRR has reached an agreement with PPL Susquehanna, LLC under which NSRR will acquire a rail operating easement for the Subject Line extending from M.P. 171.0 to M.P. 177.0.

**Operator:** 49 C.F.R. §1150.43(d)

NSRR will operate and provide all rail common carrier service on the Subject Line pursuant to the rail operating easement with PPL Susquehanna, LLC.

**Summary of Transaction:** 49 C.F.R. §1150.43(e)

NSRR is a Class III common carrier by rail that leases and operates a rail line owned by SEDA-COG Joint Rail Authority between Northumberland and Berwick, PA. Since commencing operation of the rail line owned by the Joint Rail Authority in 1984, NSRR has provided contract rail service on the Subject Line when the line was owned by the Pennsylvania Department of Transportation and upon its subsequent conveyance by the Department to PPL Susquehanna, LLC.

Pursuant to the terms of the new operating easement, NSRR will extend its common carrier railroad operations from M.P. 171.0 at Berwick, PA to M.P. 177.0 to provide common carrier rail service to PPL Susquehanna, LLC via the Subject Line.

The name and address of the railroad acquiring and operating the Subject Line is as follows:

North Shore Railroad Company  
356 Priestley Avenue  
Northumberland, PA 17857

NSRR intends to consummate the operating easement for the Subject Line upon the effective date of this Notice of Exemption.

Map: 49 C.F.R. §1150.43(f)

A map indicating the area to be served by the Subject Line is attached as Exhibit A to this Notice.

Certification of Class III Status: 49 C.F.R. §1150.43(g)

A certificate complying with the provisions of 49 C.F.R. §1150.43(g) is attached as Exhibit B to this Notice. Based on projected revenues for the Subject Line, NSRR will remain a Class III rail carrier after consummation of the transaction proposed herein.

Advance Notice: 49 C.F.R. §1150.42(e)

The projected annual revenue from the Subject Line, together with NSRR's projected annual revenue, will not exceed \$5 million. Accordingly, the requirements of 49 C.F.R. §1150.42(e) do not apply to this transaction.

Environmental/Historic Preservation Data: 49 C.F.R. §1105.

Under 49 C.F.R. §1105.6(c)(2)(i), the operating easement for the Subject Line by NSRR is exempt from environmental reporting requirements because it will not result in significant changes in carrier operations (i.e. changes which exceed the thresholds established in 49 C.F.R. §1105.7(e)(4) or (5).

Under 49 C.F.R. §1105.8(b)(1), the operating easement for the Subject Line by NSRR also is exempt from historic preservation reporting requirements. NSRR's operating easement for the Subject Line is for the purpose of continued rail operations. Further Surface Transportation Board approval is required to discontinue or abandon any service, and there are no plans to dispose of or alter property subject to Board jurisdiction that are fifty years old or older.

Caption Summary: 49 C.F.R. §1150.44

A caption summary in the appropriate form is attached as Exhibit C to this Notice.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Richard R. Wilson", with a long horizontal flourish extending to the right.

Richard R. Wilson, Esq.  
Richard R. Wilson, P.C.  
518 N. Center Street, Ste. 1  
Ebensburg, PA 15931  
(814) 419-8152

ATTORNEY FOR NORTH SHORE  
RAILROAD COMPANY

May 13, 2010

Google maps Address Berwick, PA

Get Google Maps on your phone

Text the word "GMAPS" to 466453

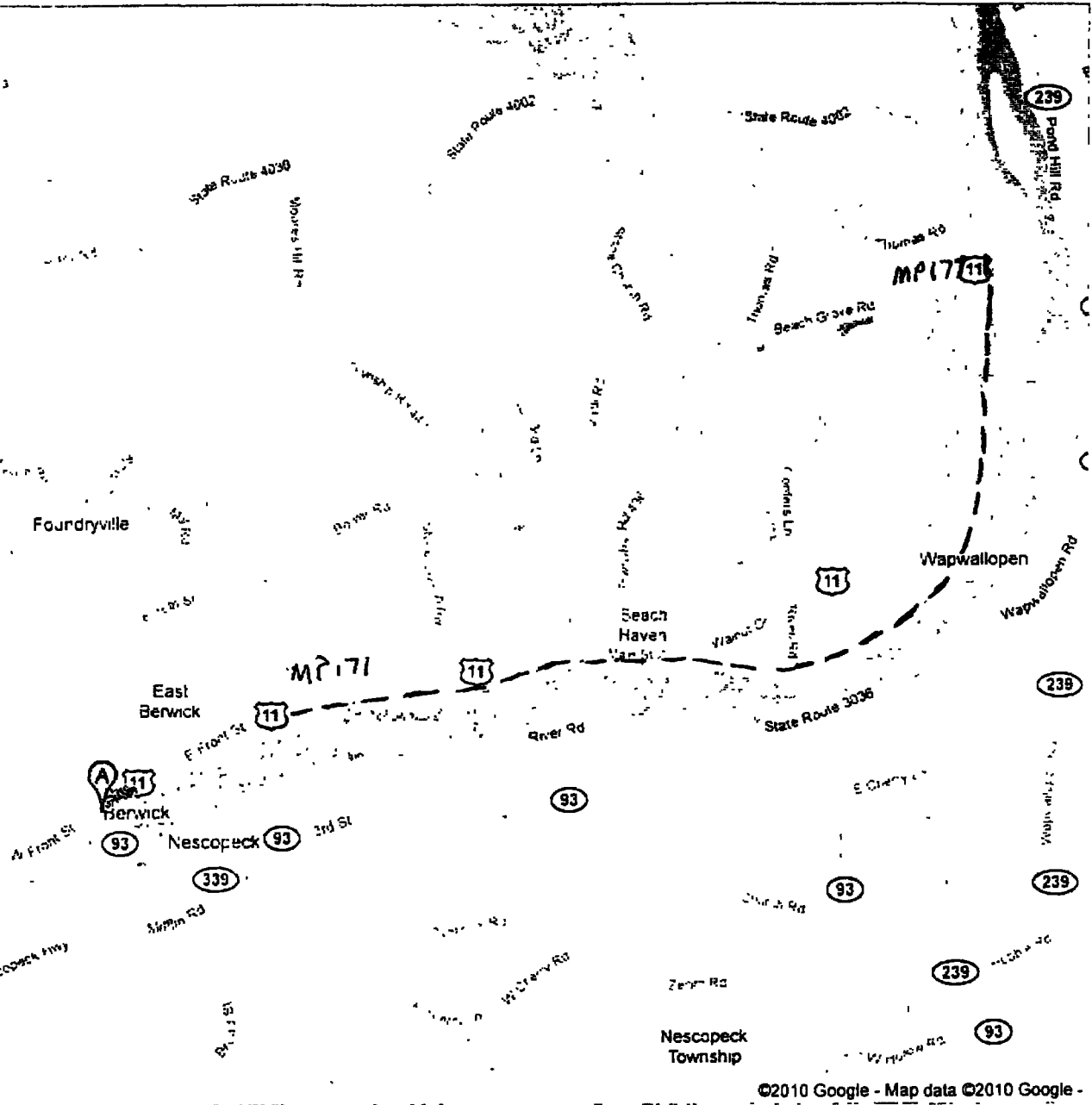


Exhibit A

EXHIBIT B

CERTIFICATION

Gary Shields, being duly sworn, certifies that the projected revenues of North Shore Railroad Company, upon consummation of the proposed transaction, will not result in the creation of a Class I or Class II rail carrier under the provisions of 49 C.F.R. §1201.1-1.

May 13, 2010  
Date

  
\_\_\_\_\_  
Gary Shields, Chairman  
North Shore Railroad Company

EXHIBIT C

BEFORE THE  
SURFACE TRANSPORTATION BOARD

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STB FINANCE DOCKET NO. 35377

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NORTH SHORE RAILROAD COMPANY – ACQUISITION AND OPERATION  
EXEMPTION – PPL SUSQUEHANNA, LLC

North Shore Railroad Company (“NSRR”), a Class III common carrier, has filed a Verified Notice of Exemption under 49 C.F.R. §1150.41 to acquire a rail operating easement over approximately six miles of rail line owned by PPL Susquehanna, LLC. The rail operating easement extends from NSRR’s, existing common carrier rail line at Berwick, Pennsylvania at M.P. 171.0 to M.P. 177.0 at the PPL Susquehanna, LLC Beach Haven, PA power plant.

Comments must be filed with the Board and served on Richard R. Wilson, Esq., 518 North Center Street, Ste. 1, Ebensburg, PA 15931. Telephone: 814-419-8152. This notice is filed under 49 C.F.R. §1150.41. If the notice contains false or misleading information, the exemption is void *ab initio*. The filing of a Petition to Revoke will not automatically stay the transaction.

VERIFICATION

I, Gary Shields, being duly sworn, dispose and state that I am President of North Shore Railroad Company and that I am authorized to make this Verification, that I have read the foregoing Notice of Exemption, that I know the facts asserted therein are true and accurate to the best of my knowledge, information and belief.

May 13 2010  
Date

Gary Shields  
Gary Shields

STATE OF PENNSYLVANIA

COUNTY OF NORTHUMBERLAND

The foregoing was sworn to and subscribed before me this 13<sup>th</sup> day of May, 2010.

Beth A. Burkhardt  
NOTARY PUBLIC

My commission expires: Nov. 14, 2011

